IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4663 OF 2007

Shri Jiten M. Desai & Ors. ...Petitioners

Versus

Dy. Registrar,
Co-oprative Societies,
"N" Ward and Ors. ...Respondents

Shri S.K.Shinde for the Petitioners.
Ms Mhaispurkar, A.G.P for the Respondent Nos.1 & 4.
M/s Tamhane for the Respondent No.5.

CORAM : ABHAY S.OKA, J.
DATED : JUNE 27, 2007.

P.C.:

1. Heard Advocates appearing for the parties. It is not in dispute that now the revision Application preferred by the Petitioners has been kept for hearing on 03rd July, 2007. The grievance of the Petitioners in this Petition is that pending the revision Application, interim relief was not granted by the revisional Authority. This Court has granted ad-interim relief in favour of the Petitioners.

2. Now the revision Application has been fixed for hearing. Therefore, this Writ Petition need not be kept pending and the same can be disposed of by directing the 4th Respondent to decide the revision Application within the time fixed by this Court.

3. Hence, Writ Petition is disposed of by passing following order:

(i) The revision Application shall be decided as expeditiously as possible and preferably on or before 31st July, 2007. The ad-interim relief granted by this Court on 18th June, 2007 will continue to operate till the disposal of the revision application.

(ii) In case the order passed in revision application is adverse to the Petitioners, the ad-interim relief granted will continue to operate for a period of two weeks from the date of communication of the order to the Petitioners.

(iii) The Authority will decide the pending revision Application on its own merits without being influenced by grant of ad-interim relief by this Court.

(iv) All contentions of the parties in the pending revision Application are expressly kept open.

JUDGE